

Town Clerk
ADOPTED

RESOLUTION 2011-248

DOC ID: 5169

Request that Erie County Redistricting Plan Place Town of Cheektowaga into One District

WHEREAS, in November of 2010, the voters of Erie County approved Proposition 1 on the Erie County ballot to downsize the size of the Erie County Legislature from fifteen (15) to eleven (11) Members, and

WHEREAS, the Erie County Advisory Committee on Reapportionment was established to design new legislative districts based on census shifts and the downsizing of the Legislature, and

WHEREAS, the Erie County Advisory Committee on Reapportionment is currently working on recommendations for a new eleven (11) member reapportionment plan for the forthcoming downsized Erie County Legislature; and

WHEREAS, it has long been the public policy of the State of New York, in matters of drawing district lines for legislative districts at the state and county levels, to maintain the integrity of the municipal boundaries of towns whenever possible; and

WHEREAS, under the provisions of New York State Municipal Home Rule Law, Section 10 (1)(ii)a.(13), in drawing such districts, no town whose population is less than 110 % of the population of an average Legislative district (i.e. 83,549 in Erie County this year) should be divided between different county legislative districts; and

WHEREAS, the Town of Cheektowaga with a 2010 census population of 88,226 (105.6% above the average size of a legislative district in Erie County), does not exceed the threshold number of 91,904 (being 110% of an average size legislative district); and

WHEREAS, the citizens and taxpayers of the Town of Cheektowaga will be best served if the public policy of maintaining the integrity of municipal boundaries is preserved in drawing the lines for the 2011 Erie Legislative district plan; and

WHEREAS, the residents of the Town of Cheektowaga will be best served and represented, knowing they have a single representative in the Erie County Legislature, who can respond to their inquiries and best represent them in county issues of local importance; and

WHEREAS, the Town Board of the Town of Cheektowaga will also be better able to communicate with the Erie County Legislature on matters of local concern to Town of Cheektowaga with a single legislator representing the entire Town of Cheektowaga; and

WHEREAS, the Town of Cheektowaga has previously been the victim of political gerrymandering by having the Town divided between county legislative districts in the past;

WHEREAS, the Town of Cheektowaga is currently a clear example of political gerrymandering under the county legislature districting plan for the past eight (8) years; our

population justified division between the two (2) legislative districts, but it was and has been divided among the five (5) districts; and

WHEREAS, the Town of Cheektowaga is currently the second largest township in the County of Erie, and has rightfully one eleventh of the population of Erie County; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga does hereby request that the Erie County Advisory Committee on Reapportionment and the Erie County Legislature respect and adhere to the public policy of New York State in not dividing towns within Erie County with a population of no more than 91,904, being 110% of the size of an average county legislative district; and BE IT FURTHER

RESOLVED, that the Town Board of the Town of Cheektowaga does hereby request that any such final redistricting plan adhere to such policy and not divide the Town of Cheektowaga between or amongst different legislative districts, but rather place the Town of Cheektowaga wholly within the boundaries of a single county legislative district; and BE IT FURTHER

RESOLVED, that the Town Board of the Town of Cheektowaga does hereby request that any such final redistricting plan adhere to such policy and also not divide the Town of Cheektowaga (including the Village of Sloan), between or amongst different legislative districts but maintain the Town of Cheektowaga, together with the Village of Sloan, wholly within the boundaries of a single county legislative district; and BE IT FURTHER

RESOLVED, that the Town Board does hereby extend an invitation to the Erie County Advisory Committee on Reapportionment to conduct a public hearing to hear the opinions of the residents of the Town of Cheektowaga; and BE IT FURTHER

RESOLVED, that a local hearing in the Town of Cheektowaga can be conducted at the Town Hall (3301 Broadway Cheektowaga, NY 14227) ,and this Board will cooperate by assisting in making arrangements to conduct such a public hearing at the Town Hall; and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to immediately forward a copy of this resolution to the Erie County Advisory Commission on Reapportionment and to each of the Erie County Legislators for consideration in relation to the upcoming deliberations on the Legislative Reapportionment Plan for 2011.

RESULT: ADOPTED [UNANIMOUS]

MOVER: James Rogowski, Councilmember

SECONDER: Mary Holtz, Supervisor

AYES: Holtz, Jaworowicz, Swiatek, Rogowski, Zydel, Markel, Kaznowski

State Of New York
Erie County
Office Of The Clerk Of The
Town of Cheektowaga

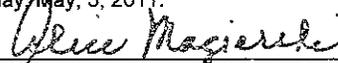
ss:

This is to certify that I, *Alice Magierski*, Clerk of the *Town of Cheektowaga*, in the said *County of Erie*, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the *Town of Cheektowaga*

in said *County of Erie*, on Monday, May, 2, 2011,
and that the same is a correct and true transcript of such original resolution and the whole thereof.

(Seal)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town on Tuesday, May, 3, 2011.



CLERK OF THE TOWN BOARD, TOWN OF CHEEKTOWAGA, NY